BIBBY DECLARATION IN SUPPORT OF HI-TECH PHARMACAL CO. INC. MOTION TO SEVER AND TRANSFER CASE NO. CV10-00966 JF

I, Gina A. Bibby, declare as follows:

- 1. I am an attorney at the law firm of Foley & Lardner LLP, counsel of record for Defendant HI-TECH PHARMACAL CO. INC. ("Hi-Tech") in the above entitled matter. I am a member in good standing of the State Bar of California. I have personal knowledge of the facts set forth in this Declaration and, if called as a witness, I could and would testify to the truth of the statements made herein
- 2. Attached as Exhibit A is a true and correct copy of the Declaration of Mr. Gary M. April, executed on May 10, 2010.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on the 12th day of May, 2010, in Pueblo, CO.

GINA A. BIBBY